G. R. S. IX-5]

Previous references.

Printed

1921.

(med)

File No. 128-21

Serial Nos. 526

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for Jn 622

SUBJECT.

medical Scholarships

6. To, The Senior Surgeon
No 997/d 29.7.22

States that the agreements may be ~~made~~ executed at Bombay on British Indian Stamp paper and sent on to Mysore ~~where~~ where the same will have to be Stamped with Mysore Stamp

44/526.

WD 1888—GPB—16,826—23-7-21

7624

G. R. S. III-2] 66611 WD 2195—GPB—100—2-6-22

General and Revenue Secretariat. | Revd File No. 128 of 1921.

If approved the Govt Advocate may be consulted in the matter.

GB. BM. DCS 27/6/22
26/6/22 26/6 (Rev Secy)

Yes Hm
VSB

2.096 7.1

REVENUE & JUDICIAL SECRETARIAT
28 JUN 1922
LOCAL SELF GOVT. BRANCH.

Forwarded, with compliments, to the Govt. Advocate for favour of opinion.

By Order,

D.C. Subbarayappa,

28/6/22 For Rev. Secy. to Govt.

No. Dgr 1464/22-2
dy 29.6.22

There is no legal objection to the Execution of the Agreement on Impress Stamp paper, in British India.

W. Thumboo Chetty
Govt Advocate
29/6/22

30 JUN 1922

Draft accordingly

DCS 30/6/22

V.V.D.O. Berks for approval

GB. BM.
4/7/22 (2nd member) DCS 1/7/22

4b 3.7.22

There is no legal objection no doubt. But it will not be possible to register the document and the stamp duty in British India should be refunded on proper claim.

Judicial Branch) DCS 6/7/22 6-7 Hm

MCNR 8/7

(2

G. R. S. III-2]

D - 25-5-
P

WD 2195—GPB—100—2-6-22

General and Revenue Secretariat.

Mad File No. 128 of 1921.

Mad

As the executant is now living at Bombay (ie. outside Mysore) for the present, he may execute the necessary covenant before the Dean of the Grant Medical College on plain paper and have it stamped here with the Mysore stamp duty within three months from the date of his arrival or receipt from Bombay. But if the Dean were bound to attest it on plain paper, the same will have to be executed on a British Indian stamp paper and he must make up the Mysore stamp duty after it is received in Mysore under Sec: 18 of the Stamp Regn. All that is required is that the said deed should be stamped with Mysore stamp duty before execution either before or at the time of execution or after execution according as laid down in Sec: 17 or 18, as the case may be.

No.

Yes. This also is provided for in 1877

Seen
12/7/21
Stamps 13/7

So long as Act XVIII of 1869 was in force in British India a document relating to property outside British India, or to anything done or to be done outside British India, was not liable to stamp-duty in British India. But after introduction of Stamp Act of 1879 & 1899, this

(3

G. R. S. III-21

General and Revenue Secretariat. | File No. of 19

Serial No.

no longer the law. Under the later Acts, if the document is executed in British India, it is liable to be stamped before or at the time of execution under Sec 17 of the Act.

A Bill drawn in British India upon a person outside it, ought to be stamped under this Section V and 220. A deed executed in British India was held liable ~~to~~ to stamp duty, though it was intended to have effect in England. [Bom Civ. Rep. No 54 of 1883 unreported]

Please also see notes on page 77 of Jagannatha Iyer's Stamp Act Second Edition.

If the prayer is allowed, the ~~effect~~ effect would be evasion of British Indian Stamp duties. Such an evasion is covered by Sec 62 of the Act, and if the Collector so chooses a prosecution may be launched, and parties punished.

I would suggest therefore the execution of the agreement on a properly stamped - British Indian Stamp paper, and after its arrival in Europe

G. R. S. III-2]

General and Revenue Secretariat.	File No. 355 of 19

Serial No.

a restamping with Mysore Stamps, under Section 18. The reverse process is not possible

Cas 18.7.22

REVENUE & JUDICIAL SECRETARIAT. 20 JUL 1922 LOCAL SELF GOVT. BRANCH.

To the L. S. G. Branch).

Respectfully as per Minutes of the Judicial Branch is submitted for approval of the orders

CS. 21/7/22

20/7/22 2nd Member)

563/22/7 21/7

Appd Hub 26/7 Asst 26/7

Issue DCS 26/7/22

To The Senior Surgeon

No 1947 Dt 29-7-22

States that the Agreements may be executed on Bombay or British Indian Stamp paper sent onto Mysore where the same will have to be restamped with Mysore Stamps—

(5.29) The party having to pay the stamp duty on the instrument executed in pursuance of this award under the proviso to S-3 does not apply to this case.

EXCISE COMMISSIONER

NOTE—Contn. sheet.

NCF

REVENUE & JUDICIAL SECRETARIAT. 15 JUL 1922 MUNICIPAL SELF GOVT. BRANCH.

Z 2775-22

D.O.No. G.C.348-15

Encl one

OFFICE OF THE SENIOR SURGEON,
MYSORE GOVERNMENT,
Bangalore...14th. July...*192* 2.

Dear Mr. Ramanathan,

Please see the enclosed copy of letter No.1005-1922 dated the 6th instant, from the Dean of the Grant Medical College. May I request you to kindly obtain and communicate to me the orders of Government on the point which was submitted to them in my Personal Assistant's D.O.letter to Mr.D.C.Subbarayappa, No.G.C.348-9 dated 24th June 1922. Very early orders are necessary, as the disbursement of scholarships cannot be arranged till the agreements are executed in proper form and the students will be inconvenienced, if payment of scholarships be delayed.

Yours sincerely,,

To

A.V.Ramanathan,Esq.,B.A.,
Secretary to Government,
Revenue Department (in charge),
Bangalore.

A.V.A.

By Urgent

L 7624

720 Lg.c.348-9

Office of the Senior Surgeon,

Bangalore, 24th June 1922.

REVENUE BUDDI 24 JUN 1922 LO

Med 1282 1-6

Dear Sir,

Of the five candidates who were awarded M.B.,B.S., scholarship in G.O.No.L.7291-2-Med.128-21-2 dated 13th June 1922, Messrs. A.C.Sankara Iyer and P.Krishna rao who had selected the Bombay University Course, had to present themselves before the Dean of the Grant Medical College, on the 14th instant. They had to leave Bangalore before they could get the order sanctioning the scholarship. One of them now writes from Bombay for permission to execute the necessary covenant before the Dean of the College, to avoid a visit to Bangalore, which involves unnecessary expenditure, besides loss of lectures and Hospital practice. I request you to kindly obtain and communicate to me as early as possible the orders of Government, if the permission may be granted, as I am doubtful about the effect of executing, outside the State, an agreement on a Mysore Govt.Stamp Paper.

Yours sincerely,

S. Shivadas

D.C.Subbarayappa,Esq.,B.A.,B.L.,Asst:Secy.to Govt.,

G. R. S. VI—G/32] 2617

SUBJECT.....

.....

.....

Diary No. of letter replied to 225

General and Revenue Secretariat

(289)

, the *191* .

Date of issue 29/7/22

Signed by for D. C. S

Section Judicial

File No. 128-21

Serial No. 6

No. L 997

To The Senior Inspector in Inspire, Bangalore.

Sir

With reference to the correspondence ending with Your D.O. letter No. G. C368-15 dated the 14th July 1922 in the matter of the execution of the Covenant of service by Messrs Shenkara Roy and P. Venkata Rao over. Who were

Copied by

Examined by

2617

9

granted scholarships
for the Study of Medicine
in the Grant Medical
College, ~~Bombay~~ Bombay I am directed
to state that the
direction the agreements
in question may be
executed at Bombay
on stamped Indian Stamp paper
and sent in to Mysore
where the same will
have to be restamped
with Mysore Stamps
under Section 28
of the Mysore Stamp
Regulations

I have &c

Sd/-

Secretary to Govt.
Rev Dept

Copied by

Examined by

List of enclosures.

Copy of Letter No.1005-1922 dated 6th July 1922, from the Dean, Grant Medical College, Bombay, to the Senior Surgeon, Bangalore.

I have the honour to inform you that Mr.A.C.S.Iyer and Mr.P.Krishna Rao to whom the Govt.of H.H.the Maharaja of Mysore has been pleased to grant a scholarship and of Rs.40/- per mensem tenable for 4 years as intimated in your letter No.G.C.348-4 dated 14/15th ultimo, have shown that letter to me and requested me to enquire if it would be possible for them to execute the necessary bonds before me instead of before you in person as required in your letter. The advantage to Mr.Iyer and Mr.Rao of such a modification of your orders is obvious.

2. I have the honour to enquire if such a plan would meet with your approval and if so to request that you will kindly forward the necessary copies of the bond to me for execution by the students who could appear before you in person to confirm the execution when next they are in Mysore on leave if so instructed by you.

"COPY"

K.M. Raghavan

Senior Surgeon.